

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

PAUL J. McNALLY, as he is TRUSTEE,  
MASSACHUSETTS LABORERS' HEALTH AND  
WELFARE FUND and NEW ENGLAND LABORERS'  
TRAINING TRUST FUND; JAMES MERLONI, JR.,  
as he is TRUSTEE, MASSACHUSETTS LABORERS'  
PENSION FUND and MASSACHUSETTS LEGAL  
SERVICES FUND; MARTIN F. WALSH, as he is  
TRUSTEE, MASSACHUSETTS LABORERS'  
ANNUITY FUND,

Plaintiffs

vs.

J. MICHAEL LANDSCAPING, INC.,  
Defendant

and

BARLETTA ENGINEERING CORPORATION;  
MODERN CONTINENTAL CONSTRUCTION CO.,  
INC.; and PEABODY CONSTRUCTION COMPANY,  
INC.,

Reach-and-Apply Defendants

C.A. No. 05-11624 RWZ

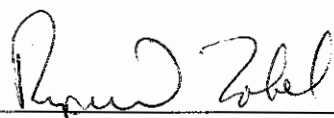
**DEFAULT JUDGMENT**

Defendant J. Michael Landscaping, Inc., having failed to plead or otherwise defend in this action and its default having been entered,

Now, upon application of Plaintiffs and affidavits and a memorandum of law demonstrating that Defendant owes Plaintiffs the sum of \$76,042.18 in unpaid benefit funds contributions; \$20,250.14 in interest on the unpaid contributions; an additional \$15,208.44 in liquidated damages; and \$5,330.88 in attorneys' fees and costs; and that Defendant is not an infant or incompetent person or in the military service of the United States, it is hereby

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ORDERED, ADJUDGED AND DECREED that Plaintiff recover from Defendant J. Michael Landscaping, Inc. the principal amount of \$76,042.18; prejudgment interest of \$20,250.14; liquidated damages of \$15,208.44; and attorneys' fees and costs of \$5,330.88, for a total judgment of \$116,831.64, with interest as provided by law, ~~which interest rate is effective~~ *RWZ* this date is \_\_\_\_\_ percent.

  
\_\_\_\_\_  
The Honorable Rya W. Zobel  
United States District Court

Dated: June 27, 2006